



**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2009 ASSEMBLY BILL 781**

March 25, 2010 – Offered by COMMITTEE ON VETERANS AND MILITARY AFFAIRS.

1 **AN ACT** *to amend* 36.27 (3n) (b) (intro.), 36.27 (3n) (bg), 36.27 (3p) (b), 38.24 (7)
2 (b) (intro.), 38.24 (7) (bg) and 38.24 (8) (b) of the statutes; **relating to:** remission
3 of fees for veterans and their dependents enrolled in the University of
4 Wisconsin System or in a technical college.

Analysis by the Legislative Reference Bureau

Current law requires the Board of Regents of the UW System (Board of Regents) and each technical college district board (district board) to grant remission of academic fees to certain veterans who are residents of this state for veterans benefits purposes and to the spouse, unremarried surviving spouse, and children (dependents) of a veteran who was a resident of this state at the time of entry into service and who either: 1) while a resident of this state, died on active duty, died as the result of a service-connected disability, or died in the line of duty while on active or inactive duty for training purposes; or 2) incurred at least a 30 percent service-connected disability rating. In the case of a veteran enrolled in the UW System, "academic fees" includes nonresident tuition.

Current law requires the Board of Regents and a district board to grant full remission of academic fees charged for up to 128 credits or eight semesters, whichever is longer, less the amount of any academic fees paid under the federal Post-9/11 Veterans Educational Assistance Act of 2008, commonly referred to as the "New GI Bill."

This substitute amendment eliminates the deduction of academic fees paid under the New GI Bill from the number of credits or semesters for which the Board of Regents or a district board remits academic fees for veterans and their dependents.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 36.27 (3n) (b) (intro.) of the statutes, as affected by 2009 Wisconsin
2 Act 28, is amended to read:

3 36.27 **(3n)** (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the
4 board shall grant full remission of academic fees and segregated fees for 128 credits
5 or 8 semesters, whichever is longer, less the number of credits or semesters for which
6 the person received remission of fees under s. 38.24 (7) ~~and less the amount of any~~
7 ~~academic fees or segregated fees paid under 38 USC 3319~~, to any resident student
8 who is also any of the following:

9 **SECTION 2.** 36.27 (3n) (bg) of the statutes, as created by 2009 Wisconsin Act 28,
10 is amended to read:

11 36.27 **(3n)** (bg) Before the Board of Regents may grant a remission of academic
12 fees and segregated fees under par. (b), the Board of Regents shall require the
13 resident student to apply to the payment of those fees all educational assistance to
14 which the resident student is entitled under 38 USC 3319. This requirement applies
15 notwithstanding the fact that the resident student may be entitled to educational
16 assistance under 10 USC 16132a, 10 USC 16163a, 38 USC 3001 to 3036, or 38 USC
17 3500 to 3566 as well as under 38 USC 3319, unless the resident student has 12
18 months or less of eligibility remaining for educational assistance under 10 USC
19 16132a, 10 USC 16163a, 38 USC 3001 to 3036, or 38 USC 3500 to 3566.

1 **SECTION 3.** 36.27 (3p) (b) of the statutes, as affected by 2009 Wisconsin Act 28,
2 is amended to read:

3 36.27 **(3p)** (b) Except as provided in par. (bg), the board shall grant full
4 remission of nonresident tuition, academic fees, and segregated fees charged for 128
5 credits or 8 semesters, whichever is longer, less the number of credits or semesters
6 for which the person received remission of fees under s. 38.24 (8) and less the amount
7 of any academic fees or segregated fees paid under 10 USC 2107 (c), or 38 USC 3104
8 (a) (7) (A), ~~or 38 USC 3313~~, to any student who is a veteran.

9 **SECTION 4.** 38.24 (7) (b) (intro.) of the statutes, as affected by 2009 Wisconsin
10 Act 28, is amended to read:

11 38.24 **(7)** (b) (intro.) Except as provided in subds. 1. to 3. and par. (bg), the
12 district board shall grant full remission of fees under sub. (1m) (a) to (c) for 128
13 credits or 8 semesters, whichever is longer, less the number of credits or semesters
14 for which the person received remission of fees from any other district board under
15 this subsection and from the Board of Regents under s. 36.27 (3n) (b) ~~and less the~~
16 ~~amount of any fees paid under 38 USC 3319~~, to any resident student who is also any
17 of the following:

18 **SECTION 5.** 38.24 (7) (bg) of the statutes, as created by 2009 Wisconsin Act 28,
19 is amended to read:

20 38.24 **(7)** (bg) Before the district board may grant a remission of fees under par.
21 (b), the district board shall require the resident student to apply to the payment of
22 those fees all educational assistance to which the resident student is entitled under
23 38 USC 3319. This requirement applies notwithstanding the fact that the resident
24 student may be entitled to educational assistance under 10 USC 16132a, 10 USC
25 16163a, 38 USC 3001 to 3036, or 38 USC 3500 to 3566 as well as under 38 USC 3319,

1 unless the resident student has 12 months or less of eligibility remaining for
2 educational assistance under 10 USC 16132a, 10 USC 16163a, 38 USC 3001 to 3036,
3 or 38 USC 3500 to 3566.

4 **SECTION 6.** 38.24 (8) (b) of the statutes, as affected by Wisconsin Act 28, is
5 amended to read:

6 38.24 **(8)** (b) Except as provided in par. (bg), the district board shall grant full
7 remission of the fees charged under sub. (1m) (a) to (c) for 128 credits or 8 semesters,
8 whichever is longer, less the number of credits or semesters for which the person
9 received remission of fees from any other district board under this subsection and
10 from the Board of Regents under s. ~~38.27~~ 36.27 (3p) and less the amount of any fees
11 paid under 10 USC 2107 (c), or 38 USC 3104 (a) (7) (A), ~~or 38 USC 3313~~, to any
12 student who is a veteran.

13 **SECTION 7. Initial applicability.**

14 (1) FEE REMISSION. This act first applies to a student who is enrolled in the
15 spring 2010 semester.

16 **SECTION 8. Effective date.**

17 (1) FEE REMISSION. This act takes effect retroactively on January 1, 2010.

18 (END)